

07/15/03
804 U.S. PTO

343.7121USV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

03508 U.S. PTO
10/619678

07/15/03

Docket No. 343.7121USV

Anticipated Classification of this Application

Class:

Subclass:

Prior Application: 09/554,345

filed: September 18, 2000

Examiner: Not yet assigned

Art Unit: Not yet assigned

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request for filing a _____ continuation-in-part _____ continuation XXX divisional application under 37 CFR 1.53(b), of pending prior application Serial No. 09/554,345 filed on September 18, 2000 of Christopher A. Smith and Raymond Kenneth Woodey for METHOD AND APPARATUS FOR FRYING POTATO CHIPS AND RELATED FOODSTUFFS.

The filing fee is calculated below:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW				
FOR	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE
TOTAL CLAIMS	11 - 20 =	0	x \$18.00	\$0
INDEPENDENT CLAIMS	2 - 3 =	0	x \$84.00	\$0
MULTIPLE DEPENDENT CLAIM FEE				x \$280.00 = \$0
TOTAL FILING FEE				\$750.00
1/2 FILING FEE FOR SMALL ENTITY				\$375.00

1. XXX A check in the amount of \$375.00 is enclosed.
- or -
1. _____ No fee enclosed – filing by missing parts.
2. XXX The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 01-0467. A duplicate copy of this Form is enclosed.
3. XXX Cancel in this application original claim(s) 1-19 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
4. XXX A copy of the executed oath or declaration from U.S. Application Serial No. 09/554,345 filed September 18, 2000 is enclosed.
5. _____ A new oath or declaration, new formal drawings and an affidavit or declaration verifying it as a true copy is enclosed.

6. XXX Amend the specification by inserting before the first line the sentence: ---This is a
continuation, XXX division, of application serial no. 09/554,345, filed September 18, 2000.---

7. XXX The prior application is assigned of record to: Chippery Potato Chip Factory, Inc.

8. XXX The power of attorney in the prior application is to: **Paul D. Greeley**
 a. The power appears in the original papers in the prior application.
 b. Address all future communications to: **PAUL D. GREELEY, ESQ.**

OHLANDT, GREELEY, RUGGIERO & PERLE, L.L.P.
ONE LANDMARK SQUARE, 10th FLOOR
STAMFORD, CONNECTICUT 06901-2682
TELEPHONE: (203) 327-4500
TELEFAX: (203) 327-6401

9. XXX A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

10. XXX Priority of application Serial No. 09/554,345 filed on September 18, 2000 in the United States is claimed under 35 U.S.C. §120; PCT Application No. PCT/CA98/01054 filed on November 10, 1998 is claimed under 35 U.S.C. § 365; and Canadian Application No. 2,220,908 filed on November 12, 1997 is claimed under 35 U.S.C. § 119.

11. XXX I hereby verify that the attached papers are a true copy of prior application serial No. 09/554,345 as originally filed on September 18, 2000.

12. XXX PCT International Preliminary Examination Report dated December 1, 1999.

13. XXX International Search Report dated Marc 2, 1999.

14. XXX Information Disclosure Statement and form-1449.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

July 15, 2003

(Date)


 Paul D. Greeley, Esq.
 Ohlandt, Greeley, Ruggiero & Perle, L.L.P.
 Reg. No. 31,019
 Telephone: (203) 327-4500
 Telefax: (203) 327-6401

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Certificate No. **EV128239337US**, service under 37 CFR §1.10 and is addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on **July 15, 2003**.

Kenroy A. Browne
(Name of person mailing paper)

Kenroy A. Browne
(Signature of person mailing paper)